

FEB. 24. 2006 10:17AM

POWELL, GOLDSTEIN (DTI-17)

NO. 323 P. 1

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Date: February 24, 2006

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| | | 404-572-6999 |
| | | Sender's e-mail address: kbell@pogolaw.com |
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| Our File # | 141483.00005 | Attorney # 3403 |
| Appl.# | 10/722,334 | |

Total Pages (Including This Page): 8 pages
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COMMENTS:

Attached herewith are the following documents:

- 1) PTO/SB/21 Transmittal Form (1 page)
- 2) Response to Non-Compliant Amendment and Restriction and Election (6 pages)

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PTO/SB/21 (08-03)

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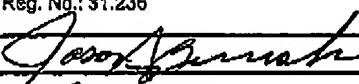
Total Number of Pages in This Submission

| | |
|--|------------------------|
| Application Number | 10/722,334 |
| Filing Date | November 25, 2003 |
| First Named Inventor | Giovanna Galli et al. |
| Art Unit | 1614 |
| Examiner Name | Lezah Roberts |
| Total Number of Pages in This Submission | 7 |
| Attorney Docket Number | 141483.00005-P1255US00 |

ENCLOSURES (Check all that apply)

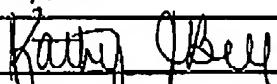
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| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Response to Non-Compliant Amendment and Restriction/Election | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input type="checkbox"/> Other Enclosure(s) (please identify below): |
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| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application | | |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |
| <input type="checkbox"/> Remarks _____ | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|-------------------------|---|
| Firm or Individual name | Jason A. Bernstein Reg. No.: 31.236 |
| Signature |  |
| Date | 2-24-06 |

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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| Typed or printed name | Kathy J. Bell |
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Giovanna Galli et al.

Appln. No.: 10/722,334

Filed: November 25, 2003

Title: LIQUID POLYMER COMPOSITION
FOR PREVENTION AND TREATMENT
OF ORAL CAVITY DISEASES

Confirmation No.: 6523

Examiner: Lezah Roberts

Group Art Unit: 1614

Atty Docket No. 141483.00005-P1255US00
Customer ID 25207

**RESPONSE TO NON-COMPLIANT AMENDMENT
AND
RESTRICTION AND ELECTION**

February 24, 2006

Commissioner of Patents
PO Box 1450
Alexandria VA 22313-1450

Sir:

The following is submitted in response the Notice of Non-Compliant Amendment dated January 25, 2006 and the Office Action dated November 10, 2005 from Examiner Roberts of Art Unit 1614.

Status begins on page 2.

Restriction And Election begins on page 2.

Claims begin on page 3.

Remarks begin on page 6.

STATUS

Claims 1-13 are pending in the application.

Claims 1-13 are subject to a restriction and/or election requirement.

Applicant submitted a Response to the restriction and/or election requirement on December 9, 2005; however, the Response was non-compliant on the allegation that it did not include an ultimate species election.

RESTRICTION AND ELECTION

Applicant elects to prosecute "piperacillin sodium" as the species for examination. This election is made without traverse.

Applicant previously restricted the patent application to Claims 1-5, 8 and 13. Claims 1-5, 8 and 13 read on the elected species. This restriction was made without traverse.